

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Labour Employment Training & Factories Department – Insurance Medical Services –
– G.V.K., EMRI, Hyderabad – Grant of exemption from E.S.I. coverage under section 91-A of E.S.I. Act, 1948 – Rejected – Orders – Issued.

LABOUR EMPLOYMENT TRAINING & FACTORIES (IMS) DEPARTMENT

G.O.Rt.No. 50

Dated:13.01-2011

Read the following:-

1. Exemption application of GVK, EMRI, Hyderabad.
2. From the DIMS Lr.Rc.No.12628/P1/2008, dated .09.2010.

ORDER:

In the reference 1st read above,. the management of GVK EMRI has informed that the GVK EMRI is not a profit Organization running the 108 Ambulance Services in the State of Andhra Pradesh, and is being funded by the State Government. They have requested the Regional Director, ESI Hyderabad to examine the applicability of ESI Act. In the Financial year 2009-2010, they have already invested in, taking a comprehensive Medical Insurance Policy for all employees and their Families as well as accident Insurance Policy for all employees and claimed their Operational expenses from the Government. In view of this applicability from 1st March 2009, they will have a Liability of Rs.One Crore and Seventy Lakhs. They depend on the funds released by the Government and as already drawn money till date from Government for expenses incurred, it will not be possible to fund this liability. They have requested the Government for exempting their establishment from ESI Act from 1st March 2008 to 28th February 2010 under section 87 of the ESI Act, 1948.

2. In the reference 2nd read above, the Director of Insurance Medical Services, A.P., Hyderabad' has stated that the Exemption Committee in its meeting held on 31.08.2010, has stated that "The employer vide letter dated:05.06.2010 informed that coverage under the purview of the ESI Act has been effected retrospectively from 01.03.2009 to 28.02.2010 under section 87 of the Act. The benefit provisions to its employees conveyed are Group Personal Accident Policy, Group Mediclaim, Medical allowance, Employee Benevolent Fund, Maternity Leave, Extra-Ordinary leave etc. This being a case where the entire period of exemption sought has already lapsed, as per the provisions of the Act in vogue, exemption it not permissible for the same period and hence the Committee unanimously recommends not to grant exemption..

3. Government, after careful examination of the recommendations of the Standing Committee for Exemptions, hereby reject the request of the G.V.K., EMRI, Hyderabad for grant of exemption to the employees from the coverage of section 91-A of E.S.I. Act, 1948, as the period of exemption sought has already lapsed, as per the provisions of the Act in vogue.

5. The Director of Insurance Medical Services, A.P., Hyderabad' Hyderabad is requested to take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

D. SREENIVASULU
SECRETARY TO GOVERNMENT

To
The Director of Insurance Medical Services, A.P., Hyderabad.
Copy to
The Managemenr,
GVK Emergency Management and Research Institute,
Devar yamzal, Medchal Road, Secunderabad-500 014.
The Regional Director, ESI Corporation, Hyderabad.
The HM&FW (D2) Department

//FORWARDED : : BY ORDER//

SECTION OFFICER